

Droit de suite, Treaty Obligations and Realpolitik in the Asian Pacific Region

Jonathan Barrett

School of Accounting and Commercial
Law, Victoria University of Wellington

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Overview

- Context
- Treaty obligations
- *Realpolitik*

Context

- What is *droit de suite* (artist's resale right)?
- ARR in the Asian Pacific region
- Globalisation of contemporary art markets

Treaty obligations

- Berne Convention, art 14*ter*
- National treatment
- Most favoured nation treatment
- What does 'reciprocate' mean?

Realpolitik

- Art markets
- Growth of ARR schemes
- National interest

Some numbers/statistics

- Global art market – \$51billion
- Contemporary art exports – \$18billion
- Global art sales subject to ARR – <25% (UK 19%)
- If China follows – 60%
- If US follows – >90%

Where to?

- ‘Tax havens’ Switzerland? Hong Kong?
- Norm following
- A global right?